



State of Arizona Board of Chiropractic Examiners

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Revised
10/4/12

Janice K. Brewer
Governor

• • •
James J. Badge, D.C.
Chair

Richard A. Guarino, D.C.
Vice-Chair

Norris Nordvold
Member

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Patrice A. Pritzl
Executive Director

NOTICE OF MEETING AND HEARINGS OF THE ARIZONA STATE BOARD OF CHIROPRACTIC EXAMINERS

Pursuant to A.R.S. § 38-431.02, NOTICE IS HEREBY GIVEN to the members of the Arizona State Board of Chiropractic Examiners and to the general public that the Board of Chiropractic Examiners will hold a scheduled meeting. The meeting will be open to the public, on **Thursday, October 11, 2012** at 5060 North 19th Avenue, **Suite 416**, conference room Phoenix, Arizona. The meeting will begin at **9:00 a.m.** When necessary, the Board may go into Executive Session intermittently throughout the meeting for discussion and consultation for legal advice regarding any of the agenda items. (A.R.S. § 38-431.03(A)(3). The Board may also go into Executive Session to discuss personnel matters A.R.S. § 38-431.03(A)(1), records exempt by law from public inspection A.R.S. § 38-431.03 (A)(2) or for legal advice and consultation regarding pending or contemplated litigation A.R.S. § 38-431.03 (A)(4). The Board reserves the right to change the order of items on the Agenda and to call cases in random order.

A copy of the agenda for the meeting will be available at 5060 North 19th Avenue, Suite 416, Phoenix, Arizona at least 24 hours prior to the meeting.

Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting Ruby Kelley, Administrative Assistant at (602) 864-5088, ext. 214. Requests should be made as early as possible to allow time to arrange the accommodation.

DATED this 4th, day of October 2012

BOARD OF CHIROPRACTIC EXAMINERS

By 
Patrice A. Pritzl, Executive Director

CERTIFICATION OF POSTING OF NOTICE

The undersigned hereby certifies that a copy of this notice will be duly posted at 5060 North 19th Avenue, Suite 416, Phoenix, Arizona on, **October 9th, 2012 at 5:00 p.m.** in accordance with the statement filed by the Arizona State Board of Chiropractic Examiners with the Arizona Secretary of State.

DATED this 4th, day of October 2012

By 
Patrice A. Pritzl, Executive Director

ARIZONA STATE BOARD OF CHIROPRACTIC EXAMINERS
5060 N. 19 Ave. #416
Phoenix, AZ 85015

****FINAL AMENDED****
BOARD MEETING AGENDA
Thursday
October 11, 2012
9:00 am

When necessary, the Board may go into Executive Session intermittently throughout the meeting for discussion and consultation for legal advice regarding any of the agenda items. A.R.S. § 38-431.03 (A)(3). The Board may also go into Executive Session, on agenda items C through M to discuss records exempt by law from public inspection, including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential by state or federal law. A.R.S. § 38-431.03 (A)(2).

The Board reserves the right to change the order of items on the Agenda or to take action on any item and call cases in random order. The Board may discuss, consider or take action on any item on the agenda.

In accordance with Title II of the Americans with Disabilities Act (ADA), this Board does not discriminate on the basis of disability in its public meetings. Persons with a disability may request a reasonable accommodation, such as sign language interpreter, by contacting Ruby Kelley at 602.864.5088 ext. 214. Requests should be made as early as possible to allow time to accommodate the request.

- A. Call to Order**
- B. Roll Call**
- C. Board Meeting Minutes – Review, discussion and possible action on the following:**

TAB NO.	
01	Minutes of the August 20, 2012 Telephonic Meeting
02	Minutes of the September 13, 2012 Meeting
03	Executive Session Minutes
04	Executive Session Minutes

D. Consent Agreements – Review, discussion and possible action on proposed Consent Agreements.

TAB NO.	CASE NO.	RESPONDENT	LIC. NO.	
Vacant				

E. Consent Agenda – Review, discussion and possible action on consent to Dismiss or take other action.

TAB NO.	CASE NO.	RESPONDENT	LIC. NO.	
Vacant				

F. Formal Interview – Review, discussion and possible action on the following cases scheduled for Formal Interview pursuant to A.R.S. § 32-924 (F):

TAB NO.	CASE NO.	RESPONDENT	LIC. NO.	
05		VACANT		
06	2012-050	Clifton Mack, D.C.	6098	
07	2012-041	Christopher Komarnisky, D.C.	5328	
08	2012-051	S. Scott Moller, D.C.	7688	
09		Vacant		
10	2012-059	Michael Miller, D.C.	5422	

G. Formal Hearing – 9:00 AM - Review, discussion and possible action on the following cases scheduled for Formal Hearing pursuant to A.R.S. § 32-924 (G), (H) and (I):

TAB NO.	CASE NO.	RESPONDENT	LIC. NO.	
Vacant				

H. MOTION FOR REHEARING OR REVIEW – Review, discussion and possible action on the motion for rehearing or review pursuant to A.A.C. R4-7-305

TAB NO.	CASE NO.	RESPONDENT	LIC. NO.	
Vacant				

I. Initial Action on Complaints – Review, discussion and possible action on the following cases before the Board for the first time. The Board may consider dismissing the complaint, issuing a Non-Disciplinary Advisory Letter or forwarding the matter for further investigation.

TAB NO.	CASE NO.	RESPONDENT	LIC. NO.	
Vacant				

J. Previously Before the Board – Review, discussion and possible action on the following items previously before the Board:

TAB NO.	CASE NO.	RESPONDENT	LIC. NO.	
Vacant				

K. Whether to Open – Review, discussion and possible action on whether to open a complaint or take other action on the following:

TAB NO.	LICENSEE	LIC NO.	ALLEGATIONS
11	VACANT		
12	VACANT		
13	VACANT		
14	VACANT		
15	VACANT		
16	VACANT		
17	VACANT		
18	VACANT		
19	Raheel A. Mann	Unlic	Practicing without license
20	VACANT		
21	VACANT		
22	VACANT		

23	VACANT		
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L. **Probation** – Review, discussion and possible action regarding the following cases currently under Probation:

TAB NO.	CASE NO.	RESPONDENT	LIC. NO.	
24	2009-074	Clifton G. Mack	6098	Review audit results

M. **Licensure** – Review, discussion and possible action on the following applications for licensure upon payment of appropriate fees:

Licensure by Examination:

TAB NO.	APPLICANTS	
25	Jason L. Austin, D.C. Jared R. Hatch, D.C. Brett M. Stewart, D.C. Debra L. Thompson, D.C.	

Licensure by Reciprocity:

TAB NO.	APPLICANTS	
Vacant		

Licensure by Examination with Disclosure:

TAB NO.	APPLICANTS	DISCLOSURE
26	Raheel A. Mann, D.C.	With Physical Medicine Modalities and Therapeutic Procedures Certification, Disclosed Misdemeanor and Consideration of Whether to Open a Complaint or Take Other Action
27	Tiffany N. Johnson, D.C.	Undisclosed Misdemeanors

Licensure by Reciprocity with Disclosure:

TAB NO.	APPLICANTS	DISCLOSURE
Vacant		

- N. Reinstatement** – Review, discussion and possible action on the following applications for reinstatement of license upon payment of appropriate fees:

TAB NO.	APPLICANTS	
28	Trevor T. Ferguson, D.C.	Reinstatement of License from Administrative Suspension and Possible Action on Whether to Open a Complaint or Take Other Action

- O. Certification** – Review, discussion and possible action on the following applications for certification upon payment of appropriate fees:

Physical Medicine Modalities and Therapeutic Procedures:

TAB NO.	APPLICANTS	
29	Erik Arter, D.C. Jason L. Austin, D.C. Brett M. Stewart, D.C. Debra L. Thompson, D.C.	

Acupuncture:

TAB NO.	APPLICANTS	
30	Jason L. Austin, D.C. Barbara L. Fullerton, D.C.	

- P. Training Applications** – Review, discussion and possible action on the following course and training applications:

Chiropractic Assistant:

TAB NO.	APPLICANTS	
Vacant		

Preceptorship:

TAB NO.	APPLICANTS	PROGRAM DATES
31	Wayne Kerch, D.C. with Kimberly Kerch	10/11/12-10/26/12

Q. Board Business – Review, discussion and possible action regarding the following:

TAB NO.	
32	Change in Board Meeting Schedule for 2012
33	Set Board Meeting Schedule for 2013
34	Review and approval of Warning Letters regarding advertising; identification of chiropractic and compliance with Chiropractic Assistant regulations
35	Arizona Association of Chiropractic Application for Sunrise and Sunrise Bill Proposal
36	Cash Flow Report
37	FLCB 2012 District Regional Meeting Report by Dr. Badge

R. Call to the Public

Pursuant to A.R.S. § 38-431.01(H), Board members are not allowed to discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action. However, members may ask staff to review a matter or may ask that a matter be placed on a future agenda.

S. Adjournment